

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	Chapter 7
)	
Plassein International Corporation, <i>et al.</i> ,)	Case No. 03-11489 (KG)
(n/k/a PL Liquidation Corp.),)	
)	Jointly Administered
Debtors. ¹)	
_____)	
)	
WILLIAM BRANDT, as he is the)	
Trustee of the Estates of Plassein)	
International Corp., <i>et al.</i> ,)	
)	
Plaintiff,)	
v.)	Adv. Proc. No. 05-50692 (KG)
)	
B.A. Capital Company LP,)	
The Andrew Marshall Forsberg Trust,)	
Ethel Forsberg Revocable Trust,)	
Janis Rae Forsberg Trust,)	
Frank John McCarthy, Daniel R. Orris,)	
Bernadine Orris, Charles J. Warr,)	
Paul D. Gage, Stephen S. Wilson,)	
G. Kenneth Pope, Jr., Kenneth Olenler,)	
Daniel A. Jones, III, Sam Chebeir,)	
Thomas F. Fay, Ruth L. Fischbach,)	
Mark R. Freedman, Robert N. Zeitlin,)	
Sidney Zeitlin, ZFC Associates, Inc.,)	
William G. Russell, Robert N. Zeitlin 1999)	
Charitable Remainder Unitrust,)	
)	
Defendants.)	
_____)	

NOTICE OF APPEAL

¹ The Debtors are Plassein International Corporation, Plassein International of Thomasville, Inc., f/k/a Rex International, Inc.; Plassein International of Ontario, LLC, f/k/a Transamerican Plastic, LLC; Plassein International of Spartanburg, Inc., f/k/a Plactical Industries Inc.; Plassein International of Martin, Inc., f/k/a Marshall Plastic Film, Inc.; Plassein International of Salem, Inc., f/k/a Key Packaging Industries Corp.; and Teno Films, Incorporated.

William Brandt, as Trustee of the Estates of Plassein International Corp., *et al.*, by and through undersigned counsel, appeals under 28 U.S.C. § 158(a) the order of the Honorable Kevin Gross entered in the above-captioned adversary proceeding on April 20, 2007 [D.I. No. 71; related D.I. No. 70], a copy of the order and opinion is attached hereto as Exhibit A.

The names of all parties to the order appealed from and the names , addresses, and telephone numbers of their respective attorneys are as follows:

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Party

Charles J. Warr;
Paul D. Gage;
Stephen S. Wilson;
G. Kenneth Pope, Jr.;
Kenneth Olenler;
Daniel A. Jones, III;
Sam Chebeir.

Thomas F. Fay;
Ruth L. Fischbach;
Mark R. Freedman;
Robert N. Zeitlin;
Sidney Zeitlin;
ZFC Associates, Inc.;
William G. Russell;
Robert N. Zeitlin 1999 Charitable
Remainder Unitrust.

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[INTENTIONALLY LEFT BLANK]

Dated: April 27, 2007
Wilmington, Delaware

CROSS & SIMON, LLC

By: /s/ Christopher P. Simon
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-and-

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Attorneys for William Brandt, as Trustee of
the Estates of Plassein International Corp., *et*
al.

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:)	
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PLASSEIN INTERNATIONAL CORP., et al.,)	Case No. 03-11489(KG)
)	(Jointly Administered)
Debtors.)	
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WILLIAM BRANDT, AS HE IS THE)	
TRUSTEE OF THE ESTATES OF PLASSEIN)	
INTERNATIONAL CORP., et al.)	
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v.)	Adv. Proc. No. 05-50692(KG)
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B.A. CAPITAL COMPANY LP,)	
THOMAS F. FAY, RUTH L. FISCHBACH,)	
MARK R. FREEDMAN, ROBERT N. ZEITLIN,)	
SIDNEY ZEITLIN, ZFC ASSOCIATES, INC.,)	
WILLIAM G. RUSSELL, ROBERT N. ZEITLIN)	
1999 CHARITABLE REMAINDER UNITRUST,)	
THE ANDREW MARSHALL FORSBERG)	
TRUST, ETHEL FORSBERG REVOCABLE)	
TRUST, JANIS RAE FORSBERG TRUST,)	
FRANK JOHN MCCARTHY, DANIEL R.)	
ORRIS, BERNADINE ORRIS, SAM CHEBEIR,)	
CHARLES J. WARR, PAUL D. GAGE,)	
STEPHEN S. WILSON, G. KENNETH POPE JR.,)	
KENNETH OLENLER and)	
DANIEL A. JONES III,)	
)	
Defendants.)	
_____)	

ORDER

AND NOW, this 20th day of April, 2007, after consideration of the defendant's motions for dismissal of the plaintiffs' adversary complaint against them, for the reasons set forth in the accompanying Opinion of even date, it is hereby,

ORDERED that the adversary proceeding is dismissed.

A handwritten signature in black ink, appearing to read "Kevin Gross", is written over a horizontal line.

Kevin Gross
United States Bankruptcy Judge

cc: Robert J. Stearn, Jr., Esquire
Laurie Schenker Polleck, Esquire
Laurie Selber Silverstein, Esquire
Ricardo Palacio, Esquire
Richard H. Cross, Jr., Esquire

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

APPEAL TRANSMITTAL SHEET

Case Number: _____ ☐ BK ☐ AP
If AP, related BK Case Number: _____

Title of Order Appealed:

Docket Number: _____ Date Entered: _____

Item Transmitted: ☐ Notice of Appeal ☐ Motion for Leave to Appeal
☐ Amended Notice of Appeal ☐ Cross Appeal
Docket Number: _____ Date Filed: _____

*Appellant/Cross Appellant:

*Appellee/Cross Appellee

Counsel for Appellant:

Counsel for Appellee:

**If additional room is needed, please attach a separate sheet.*

Filing Fee paid? ☐ Yes ☐ No

IFP Motion Filed by Appellant? ☐ Yes ☐ No

Have Additional Appeals to the Same Order been Filed? ☐ Yes ☐ No

If so, has District Court assigned a Civil Action Number? ☐ Yes ☐ No Civil Action # _____

Additional Notes:

Date

By: _____
Deputy Clerk

Bankruptcy Court Appeal (BAP) Number: _____
7/6/06

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